

Remarks/Arguments

The Applicant has carefully considered the non-final Office action dated October 16, 2010, and submits this reply. In this response, the Applicant is amending the specification to omit the recitation of claims 1 and 6. The Applicant is also amending the claims to limit the application to the patentable subject matter that the Examiner identified in the Office action, namely claims 4 and 5. Accordingly, the Applicant is amending claim 1 to include the subject matter of claim 4, and is adding new independent claim 7, which incorporates the subject matter originally set forth in claim 1, as well as the subject matter of claim 5. Further, the Applicant is cancelling all of the remaining claims, aside from amended claim 1 and new claim 7. Even in light of these amendments, the Applicant respectfully asserts that the amendments do not add new matter to the application. Thus, the Applicant would be appreciate if the Examiner would indicate the acceptance of these amendments in the next Office communication.

Specification

The Examiner is objecting to the specification for certain informalities, namely the references to "claim 1" and "claim 6."

Appl. No. 10/538,746

The Applicant is amending the specification to delete any recitation to the claims, and thus, respectfully requests withdrawal of this objection to the specification.

Allowable Subject Matter

According to the Examiner, claims 4 and 5 embody patentable subject and would be allowable if rewritten in independent form including all of the limitations of the base claim from which they depend. Accordingly, the Applicant is amending claim 1 to include the subject matter of claim 4, and is added new independent claim 7, which incorporates the subject matter originally set forth in claim 1, as well as the subject matter of claim 5. Since the Applicant has rewritten these claims in independent form to include all of the limitations of the base claim from which they each depend, namely claim 1, the Applicant respectfully asserts that claims 1 and 7 are allowable.

In view of the foregoing, the Applicant has addressed all of the Examiner's objections and has limited the application to the patentable subject matter that the Examiner identified in the outstanding Office action, the Applicant respectfully requests favorable consideration and solicits allowance of the claims.

Appl. No. 10/538,746

Should the Examiner have any questions regarding this response, the amendments submitted herewith, or the allowability of the claims, the Applicant would be appreciated if the Examiner would contact the undersigned attorney of record at the telephone number provided below for purposes of facilitating prosecution of this application and for scheduling an interview, if necessary.

Respectfully submitted,

DOWELL & DOWELL, P.C.

By: /Alyssa Ann Finamore/

Alyssa Ann Finamore

Reg. No. 55,177

Date: April 16, 2010

DOWELL & DOWELL, P.C.

103 Oronoco Street, Suite 220

Alexandria, VA 22314

Telephone - 703 739-9888

Facsimile - 703 739-9889

E-mail - dowell@dowellpc.com